



To whom it may concern:

I, Eric John Gandras, M.D., do solemnly swear under God that I am indeed a small entity. I have filed a Patent Application on 11/20/2003 titled Pelvic Arterial Catheter. I have submitted the appropriate filing fees with respect to this status with the original Patent Application and as result, should not owe any additional fees to the best of my knowledge.

I make this declaration on February 29, 2004.

Sincerely,

Eric J. Gandras, M.D.



February 29, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

I have received a receipt for the application number 10/716,853, filing date 11/20/2003, art unit 3763 titled Pelvic Arterial Catheter which I filed. The patent application consisted of 17 pages of specification (including 64 claims), (2) two sheets of drawings, and a total of (3) three independent claims. A credit card application fee was submitted for a total of \$926.00 for the payment of the filing fee. The filing fee was calculated as follows:

Basic fee (small entity): \$ 385.00

Total claims in excess of 20: $64 - 20 = 44 \times \$9.00 = \396.00

Independent claims: $3 - 3 = 0 \times \$43.00 = 0.00$

Multiple dependent claims: $1 \times \$145.00 = \145.00

Total=\$926.00

The letter I received titled Notice to File Corrected Application Papers requests Replacement claims and a Replacement abstract on separate sheets which I have enclosed. I have also enclosed a declaration claiming small entity status. I believe the Summary of Fees Due section I have received is in error, as I am a small entity and the number of claims is inaccurate. It states that \$900.00 is due for 58 claims over 20. As documented in my Receipt for Patent Application, there are a total of 64 claims, or 44 total claims over 20, which I have factored into the application fee which was deducted from my American Express credit card on November 24, 2003. The Summary of fees due also states that \$290.00 is due for multiple dependent claims. Again, I have factored this fee into my previously submitted fee. As a result, the \$1190.00 claimed as additional fees due which is constituted by the \$900.00 + \$290.00 previously mentioned should not be required for my application. Please note also that on my Receipt for Application it states that only \$914.00 was received towards the application filing fee. As I have stated above, a total of \$926.00 was deducted from my credit card so please adjust the receipt accordingly.

Should any further corrections or fees be due please contact me as soon as these become apparent. I had requested that an account be set up to cover any additional fees with my credit card originally submitted but I have not been informed that this actually occurred.

Sincerely,

Eric J. Gandras, M.D.